STATE OF WASHINGTON DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

February 4, 2013

Port of Tacoma ATTN: Mr. Mark Rettman PO Box 1837 Tacoma, WA 98401-1837

RE: Coastal Zone Management Consistency Determination for Corps Reference No. NWS-2012-0256, for the Pier 3 (Terminal 3) Upgrade Project, Blair Waterway, Puget Sound, Pierce County, Washington

Dear Mr. Rettman:

On February 1, 2013, Port of Tacoma submitted a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP). Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, the Department of Ecology (Ecology) concurs with the Port of Tacoma's determination that the proposed work is consistent with Washington's CZMP.

If you have any questions regarding Ecology's consistency determination please contact Lori Ochoa at (360) 407-6926.

YOUR RIGHT TO APPEAL

You have a right to appeal this Order to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this Order. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001 (2).

To appeal you must do the following within 30 days of the date of receipt of this Order:

- File your appeal and a copy of this Order with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this Order on Ecology in paper form by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

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ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel Rd SW STE 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

CONTACT INFORMATION

Please direct all questions about this Order to:

Contact Information:

Department of Ecology Southwest Regional Office, SEA Program Attn: Lori Ochoa PO Box 47775 Olympia, WA 98504-7775

360-407-6926 Loch461@ecy.wa.gov

MORE INFORMATION

- Pollution Control Hearings Board Website www.eho.wa.gov/Boards_PCHB.aspx
- Chapter 43.21B RCW Environmental Hearings Office Pollution Control Hearings Board http://apps.leg.wa.gov/RCW/default.aspx?cite=43.21B

• Chapter 371-08 WAC – Practice And Procedure http://apps.leg.wa.gov/WAC/default.aspx?cite=371-08

Sincerely,

Perry LLund, Unit Manager Southwest Regional Office

Date

2-4-2013

By Certified Mail 7011 1150 0000 7881 8213

Olivia Romano, Corps of Engineers Chris Waldbillig, WDFW cc:

e-cc:

ecyrefedpermits@ecy.wa.gov Loree' Randall, Ecology/HQ Alex Callender, Ecology/SWRO/SEA Deb Cornett, Ecology/SWRO/WQ Lori Ochoa, SWRO/SEA

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